US 20140362707A1

(19) United States

(12) Patent Application Publication

(10) Pub. No.: US 2014/0362707 A1

(43) Pub. Date: Dec. 11, 2014

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(54) **SELECTING BETWEEN NORMAL AND VIRTUAL DUAL LAYER ACK/NACK**

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(21) Appl. No.: **14/465,954**

(22) Filed: **Aug. 22, 2014**

Related U.S. Application Data

(63) Continuation of application No. 13/770,384, filed on Feb. 19, 2013, now Pat. No. 8,861,472.

Publication Classification

(51) **Int. Cl.**

H04L 5/00	(2006.01)
H04W 24/08	(2006.01)

(52) **U.S. Cl.**

CPC ***H04L 5/0055*** (2013.01); ***H04W 24/08*** (2013.01)

USPC **370/241**; 370/329

(57) **ABSTRACT**

An allocation of downlink resources is received, which are monitored on I layers for data. A resource-specific bit (ACK/NACK) is generated for each of those resources. From a pattern of those resources is selected an algorithm from among a first algorithm that bundles them in a first mode and a second algorithm that bundles them in a second mode. The selected algorithm is used on the generated resource-specific bits that correspond to the downlink resources, bundled according to the selected mode, to generate I reply bits which are then transmitted. At the network side a NACK reply bit is received, based on a pattern of the allocated downlink resources, a first algorithm that bundles them in a first mode or a second algorithm that bundles them in a second mode is selected. A bundling window and layer combination are determined from the selected algorithm, which gives the resource for retransmitting the NACK'd data.